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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	
Daniel P. GETMAN *et al.*	Group Art Unit: 1626
Serial No. 10/760,125	Examiner: Saeed, K.
Filed: January 20, 2004	Atty. Docket 101765.00006 (2862/9)

For: AMINO ACID HYDROXYETHYLAMINO SULFONAMIDE RETROVIRAL PROTEASE INHIBITORS

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)

U.S. Patent and Trademark Office
Customer Service Window
401 Dulany Street
Alexandria, VA 22314

Sir:

The sole owner of the complete interest in the subject application, G.D. Searle & Co. (now named G.D. Searle, LLC, which is a wholly owned subsidiary of Pharmacia Corporation, now owned by Pfizer Inc.), hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the subject application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent Nos. 6,730,669; 6,458,785; 6,310,080; 5,968,970; 5,965,601; and 5,756,533.

The owner hereby agrees that any patent granted on the subject application shall be enforceable only for and during such period that said patent and U.S. Patent Nos. 6,730,669; 6,458,785; 6,310,080; 5,968,970; 5,965,601; and 5,756,533 remain commonly owned. This agreement runs with any patent granted on the subject application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the subject application that would extend beyond the expiration date of the full

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statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent Nos. 6,730,669; 6,458,785; 6,310,080; 5,968,970; 5,965,601; and 5,756,533 in the event that any such patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

The undersigned is an Attorney of Record.

The Commissioner is hereby authorized to charge the $130 fee for filing this Terminal Disclaimer to Deposit Account No. 19-0733. However, if this amount is incorrect, the Commissioner is authorized to charge our Deposit Account No. 19-0733 for the appropriate amount.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: September 1, 2005

By: _____
Joseph M. Skerpon
Registration No. 29,864
Attorney of Record

PTO/SB/17 (12-04v2)
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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL for FY 2005

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☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	($) 130

Complete if Known	
Application Number	10/760,125
Filing Date	January 20, 2004
First Named Inventor	Daniel P. Getman
Examiner Name	K. Saeed
Art Unit	1626
Attorney Docket No.	101765.00006

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) : _____

☒ Deposit Account Deposit Account Number: 19-0733 Deposit Account Name: Banner & Witcoff, LTD.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity		Small Entity		Small Entity	
Application Type	Fee ($)	Fee($)	Fee($)	Fee($)	Fee($)	Fee($)	Fees Paid ($)
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description	Fee ($)	Small Entity Fee ($)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims		Extra Claims		Fee($)		Fee Paid ($)
_____	- 20 or HP=	_____	x	_____	=	_____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims		Extra Claims		Fee($)		Fee Paid ($)
_____	- 3 or HP=	_____	x	_____	=	_____

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims	
Fee ($)	Fee Paid ($)
_____	_____

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is $250 ($125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets		Extra Sheets		Number of each additional 50 or fraction thereof		Fee ($)	Fee Paid ($)
_____	- 100 =	_____	/ 50 =	_____	(round **up** to a whole number) x		= _____

4. OTHER FEE(S)

	Fees Paid ($)
Non-English Specification, $130 fee (no small entity discount)	_____
Other (e.g., late filing surcharge) : Terminal Disclaimer	$130

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 29,864	Telephone 202-824-3000
Name (Print/Type)	Joseph M. Skerpon		Date September 1, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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